

PROB 22 (Rev. 2/88)		FILED NOV 1 2008 CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA BY [Signature] DEPUTY		DOCKET NUMBER (Tran. Court) A-03-CR-194 H	
TRANSFER OF JURISDICTION		DOCKET NUMBER (Rec. Court)		DIVISION '08 CR 7007 IEG	
NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE Antonio DeLeon-Arteaga San Diego, California		DISTRICT WESTERN DISTRICT OF TEXAS		NAME OF SENTENCING JUDGE Harry Lee Hudspeth	
		DATES OF PROBATION/SUPERVISED RELEASE:		FROM March 13, 2007	
				TO March 12, 2010	
OFFENSE 8 U.S.C. § 1326 - Illegal Re-entry					
PART 1 - ORDER TRANSFERRING JURISDICTION					
UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS					
IT IS HEREBY ORDERED that pursuant to 18 U.S.C. 3605 the jurisdiction of the probationer or supervised releasee named above be transferred with the records of the Court to the United States District Court for the <u>SOUTHERN DISTRICT OF CALIFORNIA - SAN DIEGO DIVISION</u> upon that Court's order of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this court.*					
<u>November 30, 2007</u> Date		<u>[Signature]</u> United States District Judge			
*This sentence may be deleted in the discretion of the transferring Court.					
PART 2 - ORDER ACCEPTING JURISDICTION					
UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF CALIFORNIA					
IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order.					
<u>12/31/07</u> Effective Date		<u>[Signature]</u> United States District Judge			

FILED
2008 JAN 28 AM 9:10
WESTERN DISTRICT OF TEXAS
CLERK


A true copy of the original, I certify
WILLIAM G. POTNICKI
Clerk, U.S. District Court
By [Signature] Deputy Clerk

CR

FILED

JUL 1 2003

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  DEPUTY CLERK

UNITED STATES OF AMERICA,) CRIMINAL NO **A03 CR-194H**
)
Plaintiff,) **I N D I C T M E N T**
)
v.) [Violation: 8 U.S.C. § 1326
) Reentry of Deported Alien]
ANTONIO DELEON-ARTEAGA,)
)
Defendant.) USAO No. 2003R03454.

THE GRAND JURY CHARGES:

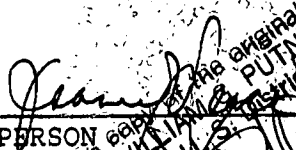
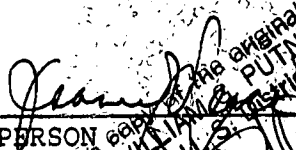
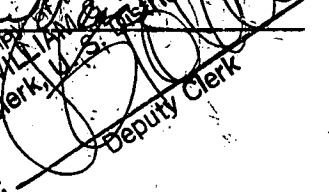
COUNT ONE
[8 U.S.C. § 1326]

On or about June 2, 2003, in the Western District of Texas,
the Defendant,

ANTONIO DELEON-ARTEAGA,

an alien, was found in the United States, after having been denied admission, excluded, deported and removed from the United States, without obtaining the consent of the Attorney General of the United States or the Secretary of Homeland Security, the successor pursuant to Title 6, United States Code, Sections 202(3), 202(4) and 557, to reapply for admission to the United States, in violation of Title 8, United States Code, Section 1326.

A TRUE BILL:


FOREPERSON 
A true copy of the original. I certify
WILLIAM B. PUTNICK
Clerk, U.S. District Court
By:  Deputy Clerk

JOHNNY SUTTON
United States Attorney

By: Gerald C. Carruth
GERALD C. CARRUTH
Assistant U. S. Attorney

Sealed _____

Unsealed X

Personal Data Sheet

USAO# 2003R03657

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS

RELATED CASE YES X NO
CASE NO. _____

County: Travis AUSTIN Division

Judge: **103 CR-194H**

Date: 7/1/2003 Mag Ct.# A-03-198M SSN: FBI 503553NA7
#:

Case No.: A-03-CR- Assistant U. S. Attorney: Gerald C. Carruth

Defendant: Antonio De Leon-Arteaga Date of Birth: 02/25/1962

Defendant aka: _____

Address: _____

Citizenship: United States Mexican X Other

Interpreter Needed: Yes X No Language Spanish

Defense Attorney: Abe Hernandez Employed

Address of Attorney: Asst. Fed. Pub. Def., 800 Brazos, Ste. 490, Austin, TX 78701 Appointed X

Defendant is: In Jail X Where: Bastrop County Jail

On Bond Amt. of Bond Where:

Date of Arrest: 6/03/2003 Bench Warrant Needed NO

Prosecution By: Information Indictment X

Offense (Code & Description): Ct. 1: 8 U.S.C. § 1326 - Reentry of Deported Alien

Offense Is: Felony X Misdemeanor

Maximum Sentence: Ct. 1: Max. punishment of imprisonment for 20 yrs., enhanced under 8U.S.C. § 1326(b)(2) based upon his prior conviction for an aggravated felony/\$250,000 fine/3 yrs. supervised release/\$100 special assessment.

Penalty is Mandatory: Yes X No

Remarks: As to special assessment

Cecilia Melchor/INS

Sealed _____

Unsealed X

Personal Data Sheet

USAO# 2003R03657UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXASRELATED CASE YES X NO
CASE NO. _____County: Travis AUSTIN Division Judge: _____Date: 7/1/2003 Mag Ct.# A-03-198M SSN: _____ FBI 503553NA7
#:Case No.: A-03-CR- Assistant U. S. Attorney: Gerald C. CarruthDefendant: Antonio De Leon-Arteaga Date of Birth: 02/25/1962

Defendant aka: _____

Address: _____

Citizenship: United States Mexican X OtherInterpreter Needed: Yes X No Language SpanishDefense Attorney: Abe Hernandez Employed _____Address of Attorney: Asst. Fed. Pub. Def., 800 Brazos, Ste. 490, Appointed X
Austin, TX 78701Defendant is: In Jail X Where: Bastrop County JailOn Bond Amt. of Bond Where:Date of Arrest: 6/03/2003 Bench Warrant Needed NOProsecution By: Information Indictment XOffense (Code & Description): Ct. 1: 8 U.S.C. § 1326 - Reentry of Deported AlienOffense Is: Felony X MisdemeanorMaximum Sentence: Ct. 1: Max. punishment of imprisonment for 20 yrs., enhanced under 8U.S.C. § 1326(b)(2) based upon his prior conviction for an aggravated felony/\$250,000 fine/3 yrs. supervised release/\$100 special assessment.Penalty is Mandatory: Yes X NoRemarks: As to special assessmentCecilia Melchor/INS

AO 245 S (Rev. 09/01)(W.D.TX.) - Judgment in a Criminal Case

UNITED STATES DISTRICT COURT
Western District of Texas

FILED


OCT 29 2003

UNITED STATES OF AMERICA

v.

ANTONIO DELEON-ARTEAGA

Defendant.

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY  DEPUTY CLERK
Case Number A-03-CR-194-H
USAO Number 2003R03657

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

The defendant, ANTONIO DELEON-ARTEAGA, was represented by Abe Hernandez.

The defendant pled guilty to Count One of the Indictment on August 26, 2003. Accordingly, the defendant is adjudged guilty of such Count, involving the following offense:

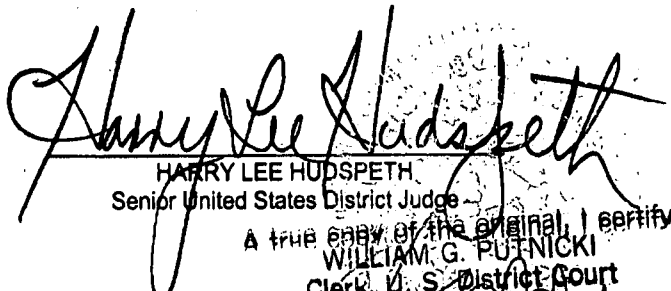
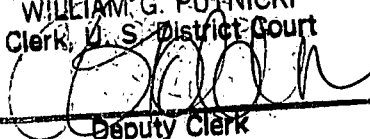
<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date of Offense</u>	<u>Count Number</u>
8 USC 1326	Illegal Re-entry	June 2, 2003	1

As pronounced on October 29, 2003, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$100.00, which shall be due immediately. Said special assessment shall be paid to the Clerk, U.S. District Court.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid. If ordered to pay restitution, the defendant shall notify the Court and United States Attorney of any material change in the defendant's economic circumstances.

Signed this the 29th day of October, 2003.


HARRY LEE HUDSPETH
Senior United States District Judge
A true copy of the original, I certify.
WILLIAM G. PUTNICKI
Clerk, U. S. District Court
By:  Deputy Clerk

Defendant's SSN: None
Defendant's Date of Birth: February 25, 1962
Defendant's address: None

AO 245 S (Rev. 09/01)(W.D.TX.) - Imprisonment

Judgment—Page 2

Defendant: ANTONIO DELEON-ARTEAGA
Case Number: A-03-CR-194-H

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of fifty-two (52) months.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

AO 245 S (Rev. 09/01)(W.D.TX.) - Supervised release

Judgment--Page 3

Defendant: ANTONIO DELEON-ARTEAGA
Case Number: A-03-CR-194-H

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on non-reporting supervised release for a term of three (3) years, and shall comply with the following conditions:

- X The defendant shall not commit another offense, state or federal.
- X The defendant shall not enter or attempt to enter the United States without legal documents.
- X The mandatory drug testing provision of the Violent Crime Control and Law Enforcement Act of 1994 is suspended.

AO 245 S (Rev. 09/01)(W.D.TX.) - Fine

Judgment--Page 4

Defendant: ANTONIO DELEON-ARTEAGA
Case Number: A-03-CR-194-H

FINE

The fine is waived because of the defendant's inability to pay.

CLOSED, INTERPRETER

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CRIMINAL DOCKET FOR CASE #: 1:03-cr-00194-HLH All Defendants**

Internal Use Only

Case title: USA v. DeLeon-Arteaga
Other court case number: :03- -51270 5th Cir (01)
Magistrate judge case number: 1:03-mj-00198

Date Filed: 07/01/2003

Assigned to: Judge Harry Lee Hudspeth
Appeals court case number: 03-51270

Defendant (1)

Antonio DeLeon-Arteaga
TERMINATED: 05/13/2004

represented by **Abe P. Hernandez, Jr.**
Federal Public Defender
800 Brazos, Ste. 490
Austin, TX 78701
(512) 916-5025
Fax: 512/916-5035
Email: Abe_Hernandez@fd.org
TERMINATED: 05/13/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

8:1326.F; REENTRY OF DEPORTED
ALIENS
(1)

Disposition

Defendant sentenced to 52 months
imprisonment, 3 years supervised release, no
fine, and \$100 special assessment.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

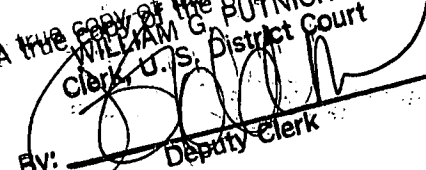
Disposition

Highest Offense Level (Terminated)

None

Complaints

Defendant did - illegal reentry of an alien who
has been deported from the United States in
violation of Title 8, USC, Section 1326. [1:03-

Disposition A true copy of the original, I certify,
WILLIAM G. BUTNICKI
Clerk, U.S. District Court
By:  Deputy Clerk

m -198]

Plaintiff**USA**

represented by **Gerald Conley Carruth**
 Assistant United States Attorney
 816 Congress Ave., # 1000
 Austin, TX 78701
 (512) 916-5858
 Fax: 512/916-5855
 Email: gerald.carruth@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/03/2003		Case assigned to Honorable Stephen H. Capelle [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	1	Complaint filed against Antonio DeLeon-Arteaga [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003		Arrest warrant issued for Antonio DeLeon-Arteaga [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	2	Arrest warrant returned executed for Antonio DeLeon-Arteaga on 6/3/03 [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	3	Motion by USA as to Antonio DeLeon-Arteaga to detain defendant without bond [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003		Defendant(s) Antonio DeLeon-Arteaga first appearance held ; Defendant informed of rights. [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	4	Minutes of proceedings for Initial Appearance conducted on 6/3/03 as to Antonio DeLeon-Arteaga by Judge Capelle. Court Reporter: ERO [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	5	Order appointing Federal Public Defender for Antonio DeLeon-Arteaga Abe P. Hernandez Jr. to represent defendant signed by Honorable Stephen H. Capelle [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	6	Order re: financial affidavit as to Antonio DeLeon-Arteaga signed by Honorable Stephen H. Capelle [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	7	CJA-23 Financial Affidavit filed as to Antonio DeLeon-Arteaga [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003	8	Order of Temporary Detention as to Antonio DeLeon-Arteaga ; Bond set to NO BOND for Antonio DeLeon-Arteaga. setting Detention hearing for 10:00 6/17/03 for Antonio DeLeon-Arteaga signed by Honorable Stephen H. Capelle [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003		Preliminary examination set at 10:00 6/17/03 for Antonio DeLeon-Arteaga [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003		Notification by Antonio DeLeon-Arteaga that Defendant requires SPANISH Language interpreter [1:03-m -198] (lc) (Entered: 06/05/2003)
06/03/2003		Arrest of Antonio DeLeon-Arteaga [1:03-m -198] (lc) (Entered: 06/06/2003)

06/03/2003		Notification by Antonio DeLeon-Arteaga that Defendant requires SPANISH Language interpreter (mc2) (Entered: 08/05/2003)
06/17/2003	9	Response by Antonio DeLeon-Arteaga to motion by USA : motion to detain defendant without bond [3-1] [1:03-m -198] (lc) (Entered: 06/17/2003)
06/17/2003	10	Waiver of preliminary examination by Antonio DeLeon-Arteaga : Defendant held to district court. [1:03-m -198] (lc) (Entered: 06/17/2003)
06/17/2003	11	Order of Detention: Bond reset to NO BOND for Antonio DeLeon-Arteaga. Mooted Bond Motions motion to detain defendant without bond [3-1] as to Antonio DeLeon-Arteaga (1) signed by Honorable Stephen H. Capelle [1:03-m -198] (lc) (Entered: 06/17/2003)
07/01/2003		Case assigned to Honorable Harry L. Hudspeth (fe) (Entered: 07/02/2003)
07/01/2003		(Court only) Added for USA attorney Gerald Conley Carruth (fe) (Entered: 07/02/2003)
07/01/2003	<u>12</u>	Indictment filed against Antonio DeLeon-Arteaga Antonio DeLeon-Arteaga (1) count(s) 1 (Pages: 2) (fe) (Entered: 07/02/2003)
07/02/2003	<u>13</u>	Notice set arraignment for 10:30 7/11/03 for Antonio DeLeon-Arteaga in Courtroom 4, 4th floor (fe) (Entered: 07/02/2003)
07/07/2003	<u>14</u>	Order regarding pretrial discovery as to Antonio DeLeon-Arteaga signed by Honorable Harry L. Hudspeth (mc2) (Entered: 07/08/2003)
07/11/2003	<u>15</u>	Waiver of personal appearance at arraignment and entry of plea not guilty by Antonio DeLeon-Arteaga count 1 signed by Judge Andrew W. Austin (mc2) (Entered: 07/11/2003)
07/14/2003	<u>16</u>	Notice setting Jury trial for 8:30 9/2/03 , and Jury selection 8:30 9/2/02 for Antonio DeLeon-Arteaga (mc2) (Entered: 07/14/2003)
07/14/2003	17	Response by USA as to Antonio DeLeon-Arteaga to order [14-1]- Notice regarding pretrial discovery. (mc2) (Entered: 07/15/2003)
07/14/2003	18	Notice by USA of Enhanced Penalty as to Antonio DeLeon-Arteaga (mc2) (Entered: 07/15/2003)
07/22/2003	19	Response by Antonio DeLeon-Arteaga to response [17-1] - response to government's notice regarding pretrial discovery. (mc2) (Entered: 07/23/2003)
07/31/2003	<u>20</u>	Factual basis by USA as to Antonio DeLeon-Arteaga (mc2) (Entered: 08/01/2003)
07/31/2003	<u>21</u>	Notice setting rearraignment for 8:30 8/5/03 for Antonio DeLeon-Arteaga (mc2) (Entered: 08/01/2003)
08/05/2003	22	Minutes of proceedings for rearraignment (not held) conducted on 8/5/03 as to Antonio DeLeon-Arteaga by Judge Hudspeth. Court Reporter: Lil Reznik. (mc2) (Entered: 08/05/2003)
08/05/2003		Rearraignment as to Antonio DeLeon-Arteaga not held - to be announced. (mc2) (Entered: 08/05/2003)
08/05/2003		Motion in open court by Antonio DeLeon-Arteaga for Abe Herbabdez to withdraw as attorney (mc2) (Entered: 08/05/2003)
08/05/2003		Oral order by Honorable Harry L. Hudspeth denying oral motion for Abe Herbabdez to withdraw as attorney [0-0] as to Antonio DeLeon-Arteaga (mc2) (Entered: 08/05/2003)
08/14/2003	<u>23</u>	Notice resetting rearraignment for 8:30 8/26/03 for Antonio DeLeon-Arteaga (mc2) (Entered: 08/14/2003)

08/26/2003	24	Minutes of proceedings for Rearrangement conducted on 8/26/03 as to Antonio DeLeon-Arteaga by Judge Hudspeth. Court Reporter: Kathy Carroll (td) (Entered: 08/27/2003)
08/26/2003		Rearrangement as to Antonio DeLeon-Arteaga held; Defendant informed of rights. (td) (Entered: 08/27/2003)
08/26/2003		Plea of guilty entered by Antonio DeLeon-Arteaga (1) count(s) 1 (td) (Entered: 08/27/2003)
08/26/2003		Referred to Probation for Pre-Sentence Report as to Antonio DeLeon-Arteaga (td) (Entered: 08/27/2003)
08/26/2003		Guilty plea accepted by the court as to Antonio DeLeon-Arteaga (1) count(s) 1. (td) (Entered: 08/27/2003)
08/27/2003	<u>25</u>	Notice as to Antonio DeLeon-Arteaga set sentencing for 8:30 10/21/03 before Judge Hudspeth. (td) (Entered: 08/27/2003)
10/10/2003	26	Motion by USA as to Antonio DeLeon-Arteaga for 3rd level downward departure (fe) (Entered: 10/14/2003)
10/15/2003	<u>27</u>	Notice reset sentencing for 8:30 10/29/03 for Antonio DeLeon-Arteaga at the Homer Thornberry Bldg. (fe) (Entered: 10/16/2003)
10/29/2003	28	Minutes of proceedings for sentencing conducted on 10/29/03 as to Antonio DeLeon-Arteaga by Judge Hudspeth. Court Reporter: Kathy Carroll. (mc2) (Entered: 10/29/2003)
10/29/2003		Sentencing held Antonio DeLeon-Arteaga count 1. Defendant sentenced to 52 months imprisonment, 3 years supervised release, no fine, and \$100 special assessment. Mooted motion for 3rd level downward departure [26-1] DeLeon-Arteaga (1) (mc2) (Entered: 10/29/2003)
10/29/2003		SEALED PSI PLACED IN VAULT as to Antonio DeLeon-Arteaga (mc2) (Entered: 10/29/2003)
10/29/2003	<u>29</u>	Judgment and Commitment as to Antonio DeLeon-Arteaga count 1 (Pages: 4) signed by Honorable Harry L. Hudspeth (mc2) (Entered: 10/30/2003)
11/05/2003	<u>30</u>	Notice of appeal by Antonio DeLeon-Arteaga (fe) (Entered: 11/06/2003)
11/05/2003	31	Designation by Antonio DeLeon-Arteaga as to Antonio DeLeon-Arteaga of record on appeal: appeal [30-1] (fe) (Entered: 11/06/2003)
11/05/2003	32	Appeal Transcript requested by Antonio DeLeon-Arteaga as to Antonio DeLeon-Arteaga appeal [30-1] for dates of 8/26/03 and 10/29/03 (Proceedings Transcribed: rearrangement/plea and sentencing) (Court Reporter: Kathy Carroll) (fe) (Entered: 11/06/2003)
11/06/2003		Notice of appeal and certified copy of docket to USCA: as to Antonio DeLeon-Arteaga appeal [30-1] (fe) (Entered: 11/06/2003)
11/06/2003		Served copy of notice of appeal, dkt #30, and copy of transmittal letter to the Fifth Circuit as to Antonio DeLeon-Arteaga on Abe Hernandez, Antonio DeLeon-Arteaga, Joseph Gay, U. S. Attorney-Austin. (fe) (Entered: 11/06/2003)
11/18/2003		Return of appeal information sheet received. as to Antonio DeLeon-Arteaga appeal [30-1] USCA NUMBER: 03-51270 (fe) (Entered: 11/18/2003)
11/19/2003	33	Transcript filed by Antonio DeLeon-Arteaga appeal [30-1] for dates of 8/26/03 (Proceedings Transcribed: plea of guilty) (Court Reporter: Kathy Carroll) (fe) (Entered: 11/20/2003)
11/19/2003	34	Transcript filed by Antonio DeLeon-Arteaga appeal [30-1] for dates of 10/29/03

		(Proceedings Transcribed: sentencing) (Court Reporter: Kathy Carroll) Appeal record due on 12/4/03 for Antonio DeLeon-Arteaga (fe) (Entered: 11/20/2003)
11/20/2003		Return of appeal information sheet received. as to Antonio DeLeon-Arteaga appeal [30-1] USCA NUMBER: 03-51270 (fe) (Entered: 11/20/2003)
12/16/2003		Letter of transmittal from USCA: as to Antonio DeLeon-Arteaga appeal [30-1] #03-51270 acknowledging receipt of the record on 11/24/03. (fe) (Entered: 12/16/2003)
05/13/2004	<u>35</u>	Certified copy of judgment of USCA as to Antonio DeLeon-Arteaga affirming as to Antonio DeLeon-Arteaga (1) count(s) 1 appeal [30-1] (fe) (Entered: 05/21/2004)
05/13/2004		(Court only) Terminated pending appeal as to Antonio DeLeon-Arteaga terminating appeal [30-1] (fe) (Entered: 07/12/2004)
11/30/2007	●	(Court only) ***Location Fugitive start as to Antonio DeLeon-Arteaga (jg3,) (Entered: 11/30/2007)
01/28/2008	● <u>36</u>	Supervised Release Jurisdiction Transferred to SD/CA- San Diego as to Antonio DeLeon-Arteaga... Transmitted Transfer of Jurisdiction form, with certified copies of indictment, judgment and docket sheet. (jg3,) (Entered: 01/29/2008)